



ABSTRACT

Public Servants – Agriculture and Cooperation Department – Allegation of corruption against Sri B. Tirumala Rao, Horticulture Officer, Kanigiri Mandal, Prakasam District – Trapped on 29-09-2007 - Sanction of prosecution - Orders – Issued.

AGRICULTURE AND CO-OPERATION (VIG.II) DEPARTMENT

G.O.Ms.No. 263

Dated 15-09-2008

ORDER:

Whereas, Sri Bandla Tirumala Rao, worked as Horticulture Officer, Kanigiri Mandal, Prakasam district from 06-07-2002 to 29-09-2007 and by virtue of the post held by him, he falls under the category of Public Servants as defined under section 2 (c) of the Prevention of Corruption Act, 1988.

2. And whereas, Sri Undela Pitchi Reddy, S/o Tirupal Reddy is a resident of Vitalapuram Village and Sri Bogal Peda Narasimham, S/o Malakondaiah is a resident of Vitalapuram village, P.C. Palli Mandal, Prakasam District.

3. And whereas it is alleged that Sri U. Pitchi Reddy's mother, Sri B.Pedanarasimham and his brother Sri B.Chinnanarasimham have 5 acres of dry land each at Vitalapuram Village. They have submitted the representation to the Horticulture Officer, Kanigiri with a request to give subsidy for developing the sweet orange gardens in those lands. On 24-09-2007 at 11-00 A.M. Sri Undela Pitchi Reddy and Sri Bogal Peda Narasimham approached Sri B.Tirumala Rao, at his office and requested to issue subsidy fertilizers permits for the year 2007. On that Sri B.Tirumala Rao demanded them to pay Rs. 6,000/- as illegal gratification to do official favour. Again on 27-09-2007 also Sri B.Tirumala Rao reiterated his earlier demand. As there was no other go, Sri Undela Pitchi Reddy and Sri Bogal Peda Narasimham agreed to pay the demanded bribe amount of Rs 6,000/- to Sri B.Tirumala Rao.

4. And whereas, it is further alleged that Sri Undela Pitchi Reddy and Sri B.Peda Narasimham, who were not willing to pay the bribe to Sri B.Tirumala Rao, Horticulture Officer, Kanigiri Mandal, Prakasam district approached the Inspector of Police, Anti Corruption Bureau, Ongole and gave a written complaint. The Deputy Superintendent of Police, A.C.B., Nellore registered a case in Cr.No. 14/RCT-NPK/2007 after due verification.

5. Whereas it is further alleged that on 29-09-2007 at 1.30 P.M. Sri B.Tirumala Rao further demanded the bribe amount and accepted from Sri U.Pitchi Reddy. The chemical test conducted on the both hand fingers of Sri B. Tirumala Rao, yielded positive result. Sri B. Tirumala Rao voluntarily took out a wad of currency notes of Rs.6,000/- from his left side shirt pocket, which were compared with pre-trap proceedings and found tallied. The Deputy Superintendent of Police, Anti Corruption Bureau, Nellore seized the said amount of Rs.6,000/-. The chemical test over the inner lining of shirt of Sri B.Tirumala Rao also yielded positive result. Sri B.Tirumala Rao produced undertaking proformas and subsidy fertilizers original permit book of P.C. Palli Mandal and the same were seized by the Dy. Superintendent of Police, Anti Corruption Bureau, Nellore. The Deputy Superintendent of Police, Anti Corruption Bureau, Nellore got the three original fertilizer permits dated 29-09-2007 Xeroxed and seized them. The above proceedings were reduced into writing in the form of mediators' report No.2.

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6. And whereas the acts of Sri B. Tirumala Rao, Horticulture Officer, Kanigiri Mandal, Prakasam District constitute offences punishable under section 7 and 13 (2) read with 13 (1)(d) of the Prevention of Corruption Act, 1988.

7. And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri B. Tirumala Rao, Horticulture Officer, Kanigiri Mandal, Prakasam district from service, after fully and carefully examining the material placed before them in respect of the aforesaid allegation and having regard to the circumstances of the case, satisfied that the above said Sri B. Tirumala Rao, Horticulture Officer, Kanigiri Mandal, Prakasam District should be prosecuted in a court of law for the above said offences.

8. Now therefore, in exercise of the powers conferred by clause (b) of Sub-section (1) of section 19 of the Prevention of Corruption Act, 1988, the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri B. Tirumala Rao, Horticulture Officer, Kanigiri Mandal, Prakasam District for the offences punishable under section 7 and 13 (2) read with 13 (1)(d) of the Prevention of the Corruption Act, 1988 and for any other cognate offences punishable and for any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(S. CHELLAPPA)
APC & PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti- Corruption Bureau,
A.P Hyderabad.